

COMPLAINT

1. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. §1345 in that the plaintiff is the United States of America on behalf of its agency, **UNITED STATES DEPARTMENT OF EDUCATION**.

2. Venue is properly set pursuant to 28 U.S.C. §1391 in that the plaintiff is complaining of **Mario J. Passannante**, residing at 1330 Germantown Pike #1, Plymouth Meeting, PA, 19462 a location within this District.

3. Defendant applied for and received a Guaranteed Student Loan, under the loan guaranty program authorized under Title IV-B of the Higher Education Act of 1965, as amended, 20 U.S.C. §1071 et seq. (34 C.F.R. Part 682).

4. Defendant, **Mario J. Passannante**, is indebted to plaintiff in the principal amount of \$104,512.47, plus interest through November 7, 2005, in the amount of \$40,458.57, as set forth in the Certificate of Indebtedness attached hereto as Exhibit "A." Interest continues to accrue at the rate of 8.25% per annum.

5. Defendant has failed to pay the aforesaid amount although demand has been made for payment.

WHEREFORE, plaintiff demands judgment against the defendant, **Mario J. Passannante** in the amount of **\$144,971.04** plus additional prejudgment interest accruing from **November 7, 2005**, until judgment as set forth in paragraph (4) above, plus interest on the judgment at the legal rate, plus costs and other proper relief until paid in full.

Respectfully submitted,

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